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6 || Attorneys for Defendant  
NOVA WINES, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

12 PETE LIVINGSTON

13 Plaintiff,

14 || v.

15 KEYA MORGAN aka KEYARASH  
16 MAZHARI aka KEYA MAZHARI, KEYA  
17 GALLERY, NOVA WINES, INC.,  
JANINA GEHN aka NINA GEHN, &  
NTG/XLink,

18 Defendants.

CASE NO. C06-02389 MMC

**STIPULATION AND REQUEST TO  
EXTEND THE CASE MANAGEMENT  
CONFERENCE HEARING DATE AND  
SUBMISSION OF THE JOINT CASE  
MANAGEMENT CONFERENCE  
STATEMENT ; ORDER**

Judge: Maxine M. Chesney

Plaintiff Pete Livingston and Defendant Nova Wines, Inc., through their respective  
counsel, hereby stipulate and request the Court for an order continuing the Case Management  
Conference hearing to September 22, 2006 or the Court's next available date from and after  
September 22, 2006, and that such parties may have an extension, to seven days prior to the  
rescheduled Case Management Conference hearing date, to file their Joint Case Management  
Conference Statement.

Good cause for such an extension exists as on July 31, 2006, this Court ruled on defendant Nova Wines, Inc.'s motion to dismiss plaintiff's Complaint and the Court's Order dismissed all three of plaintiff's claims, two with prejudice. As Plaintiff has been given time to amend his

1 claim for copyright infringement, the scope of discovery and other items addressed in the Joint  
2 Case Management Conference Statement cannot be ascertained at this time. Further, all parties  
3 have not made appearances in the case and, as such, the case is not at issue.

4 It is so stipulated.

5 Dated: July 31, 2006

6 ROPERS, MAJESKI, KOHN & BENTLEY

7  
8 By: /s/ Michael J. Ioannou  
9 MICHAEL J. IOANNOU  
Attorneys for Defendant  
NOVA WINES, INC.

10 Dated: July 31, 2006

11  
12 By: /s/ William M. Simpich  
13 WILLIAM M. SIMPICH  
14 TESFAYE W. TSADIK  
15 Attorney for Plaintiff  
16 PETE LIVINGSTON

17 **ORDER**

18 IT IS SO ORDERED. Absent further order of this Court, the Case Management  
19 Conference Statement is now due on September 29, 2006, and the Case  
20 Management Conference is rescheduled from August 4, 2006, to October 6,  
21 2006.

22 Dated: August 1, 2006

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26 MAXINE M. CHESNEY  
27 JUDGE, UNITED STATES DISTRICT COURT  
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